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INTER-OFFICE CORRESPONDENCE

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To: . Dr. K. Houghton Date: April 13, 1988

From: . W. F. Kuhn

Subject: . Conversation with Dr. Preston Leake

Following a request from me to Preston Leake yesterday--Preston returned my call this afternoon to inform me that:

a) Charlie Whitley of the Tobacco Institute was to testify tomorrow in front of the Lukins Subcommittee but that meeting has been canceled; and

b) He has checked with Dr. Fred Schultz of Lorillard and Mr. Larry Lyerly of R. J. Reynolds with regard to a comparison of their data and those data generated by Dr. Bill Steele of the TITL. Both Dr. Schultz and Mr. Lyerly have said they have requested their subordinates to conduct a comparison analysis of both sets of data but as of this date they have not yet completed the evaluation.

Dr. Leake informed me that he has taken the TITL data and the data generated at American Tobacco and conducted a comparative spread sheet analysis using a computer packaged program. In general, the American Tobacco data tends to be about .2 mg higher than the data generated at TITL. Therefore, American seems to be more willing to accept the TITL data as being essentially as American's and apparently are not that concerned.

Preston thinks that the simultaneous smoking which American uses consistently yields higher values than the sequential smoking machine used by personnel at TITL. I need to confirm that observation with Ed Wickham.

Nobody in the industry received a copy of the TITL report until Tuesday, April 5, following the Easter vacation. It may be a moot point but does the 30-day time period for challenging start with April 1, which is the date of the memorandum or would it start on April 5 which is the first day anybody in the industry had the opportunity to review the TITL data?

In any event, the information to come from Lorillard and Reynolds will probably be forthcoming early next week. Dr. Leake was unable today to get in touch with representatives from Brown & Williamson and Liggett, who are on the Industry Advisory Committee.

/mro
cc: Mr. E. Wickham

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